

## FORM SUMMARY

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**Name of Form:** Petition for Temporary Restraining Order and/or Injunction (Vulnerable Adult)

**Form Number:** CV-428

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**Statutory Reference:** §813.123, Wisconsin Statutes

**Purpose of Form:** To seek a temporary restraining order and/or injunction to stop interference with a county services investigation of the vulnerable adult, or the delivery of protective services to the vulnerable adult, or a protective placement of a vulnerable adult

**Who Completes It:** The party seeking the relief, either the county protective services agency, or a parent, adult sibling, or legal guardian of the vulnerable adult

**Distribution of Form:** Original to court, copies to petitioner, respondent, vulnerable adult, and law enforcement

**Accompanying Forms:** Generally the Petition will be accompanied by a proposed temporary restraining order/notice of hearing

**New Form/Modification:** Modification, last update 07/00.

**Modifications:** Added space for petitioner's date of birth in caption area. This is required for NCIC searches to determine who is the subject of a protection order.

**Comments:** A vulnerable adult is defined in section 940.285(1)(e) as a an person 18 years of age or older who is:

- developmentally disabled, or
- has infirmities of aging, mental illness, or other like incapacities, and is
- Substantially mentally incapable of providing for his or her needs for food, shelter, clothing, personal or health care, or
- unable to report cruel maltreatment without assistance

**About this form:** This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

**If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.**